

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

ENERGY AND TELECOMMUNICATIONS

Call to Order: Chairman Jerry W. Black, on March 12, 2009 at 3:10 P.M., in Room 317-A Capitol

ROLL CALL

Members Present:

Sen. Jerry W. Black, Chairman (R)
Sen. Aubyn Curtiss, Vice Chairman (R)
Sen. Ron Erickson (D)
Sen. John Esp (R)
Sen. Kelly Gebhardt (R)
Sen. Bob Hawks (D)
Sen. Dave Lewis (R)
Sen. Lynda Moss (D)

Members Excused: Sen. Roy Brown (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Mitch Tropila (D)

Members Absent: None

Staff Present: Sonja Nowakowski, Legislative Branch
Nadine Spencer, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 98, 3/5/2009; HB 338, 3/5/2009;
HB 584, 3/5/2009

Executive Action: None

HEARING ON HB 338

Opening Statement by Sponsor:

00:01:05 Rep. Duane Ankney (R), HD 43, opened the hearing on HB 338, Carbon dioxide pipelines as common carriers.

EXHIBIT(ens55a01)

00:01:18 Sen. Brown entered the hearing.

Proponents' Testimony:

00:05:33 Dennis Lopach, representing REC Silicon
00:06:24 Sen. Tropila entered the hearing.
00:07:13 Sen. Stewart-Peregoy entered the hearing.
00:10:20 Lon Topaz, REC Silicon
00:17:10 Evan Barrett, Governor's Office
00:21:25 Leo Berry, Great Northern Properties
00:22:54 Dave Galt, Montana Petroleum Association (MPA)
00:23:16 Don Allen, Western Environmental Trade Association (WETA)
00:24:27 Mark Lambrecht, PPL Montana
00:26:09 Patrick Montalban, Northern Montana Oil & Gas Association
00:27:21 Keith Allen, International Brotherhood of Electrical Workers Local 233 (IBEW)
00:28:12 Greg Jergeson, Helena

Opponents' Testimony:

00:30:06 Matt Leow, Northern Plains Resource Council
00:32:19 Kyla Wiens, Montana Environmental Information Center (MEIC)

Informational Testimony:

00:33:33 Tom Richmond, Montana Board of Oil and Gas Conservation (MBOGC)

Questions from Committee Members and Responses:

00:34:04 Sen. Lewis
00:34:54 Lon Topaz
00:36:17 Sen. Lewis
00:36:40 Lon Topaz
00:37:52 Sen. Moss
00:38:31 Lon Topaz
00:38:55 Sen. Moss

00:39:16 Lon Topaz
00:40:51 Sen. Curtiss
00:41:22 Tom Richmond
00:43:01 Sen. Curtiss
00:43:10 Tom Richmond
00:43:41 Sen. Curtiss
00:44:19 Tom Richmond
00:44:34 Sen. Brown
00:45:37 Rep. Ankney
00:46:23 Sen. Brown
00:46:59 Tom Richmond
00:48:16 Sen. Erickson
00:49:03 Evan Barrett
00:50:14 Sen. Erickson
00:50:52 Sen. Hawks
00:51:39 Evan Barrett
00:53:08 Sen. Hawks
00:53:22 Evan Barrett
00:54:11 Sen. Hawks
00:54:26 Tom Richmond
00:56:24 Chairman Black
00:56:52 Rep. Ankney
00:57:01 Chairman Black
00:57:10 Rep. Ankney

Closing by Sponsor:

00:57:31 Rep. Ankney

HEARING ON HB 98

Opening Statement by Sponsor:

01:01:53 Rep. Dick Barrett (D), HD 93, opened the hearing on HB 98, Revise energy performance contracting for state buildings.

Proponents' Testimony:

01:06:21 Lou Moore, Montana Department of Environmental Quality (DEQ)
01:13:37 Russ Katherman, Montana Department of Administration, Division of Architecture & Engineering
01:14:28 Tim Tolman, CTA Architects Engineers and McKinstry Company
01:19:45 Steve Truebner, representing Johnson Controls

EXHIBIT (ens55a02)

01:24:42 Dustin Leftridge, Montana University System

01:25:54 Maureen Weiland, Associated Students of Montana State
University
01:26:30 Matt Elsaesser, S.A.V.E. Foundation
01:26:59 Kyla Wiens
01:28:20 Sarah Cobler, Montana Conservation Voters (MCV)
01:28:40 Mike Pichette, NorthWestern Energy
01:29:07 Matt Leow
01:30:41 Keith Allen

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:31:44 Sen. Moss
01:32:15 Tim Tolman
01:32:56 Sen. Tropila
01:33:34 Lou Moore
01:34:45 Chairman Black
01:35:16 Keith Allen
01:35:57 Chairman Black
01:36:30 Tim Tolman
01:36:45 Chairman Black

Closing by Sponsor:

01:37:01 Rep. Barrett

HEARING ON HB 584

Opening Statement by Sponsor:

01:38:40 Rep. Art Noonan (D), HD 74, opened the hearing on HB
584, Siting process for wind energy.

Proponents' Testimony:

01:43:24 Kyla Wiens
EXHIBIT(ens55a03)

01:45:16 Janet Ellis, Montana Audubon
EXHIBIT(ens55a04)

01:49:42 Paul Sihler, Montana Fish, Wildlife and Parks
EXHIBIT(ens55a05)

01:51:37 Sarah Cobler

Opponents' Testimony:

01:52:47 Richard VanAuken, Teton County Commissioners

Informational Testimony: None

Questions from Committee Members and Responses:

01:54:58 Sen. Erickson
01:55:38 Janet Ellis
01:57:05 Sen. Erickson
01:57:24 Janet Ellis
01:57:28 Sen. Hawks
01:57:58 Richard VanAuken
01:58:53 Sen. Brown
01:59:47 Rep. Noonan
02:00:45 Sen. Brown
02:01:00 Rep. Noonan
02:01:27 Sen. Brown
02:02:14 Rep. Noonan
02:03:52 Sen. Brown
02:04:46 Rep. Noonan
02:06:05 Sen. Brown
02:06:14 Chairman Black
02:06:33 Rep. Noonan
02:06:35 Chairman Black
02:06:44 Rep. Noonan
02:07:06 Chairman Black
02:07:35 Rep. Noonan
02:08:58 Chairman Black
02:09:36 Rep. Noonan
02:10:11 Sen. Brown
02:10:23 Sen. Hawks

Closing by Sponsor:

02:10:43 Rep. Noonan

ADJOURNMENT

Adjournment: 5:30 P.M.

Nadine Spencer, Secretary

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Additional Documents:

EXHIBIT ([ens55aad.pdf](#))